

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

In the Matter of a Petition for Review)
of Regional Board Action by the)
Sacramento Yacht Club)

Order No. 71-20

On April 23, 1971, the Sacramento Yacht Club submitted a petition to the State Water Resources Control Board regarding the actions of the California Regional Water Quality Control Board, Central Valley Region. The petition requests the State Board to:

1. Determine whether the regional board or the City or County of Sacramento have promulgated regulations pursuant to Chapter 11, Division 7, commencing with Section 13900 of the California Water Code;
2. Determine whether the Club is under the jurisdiction of the regional board or the City or County of Sacramento;
3. Provide a hearing before the State Board to determine whether the Club has complied with orders of the regional board;
4. Stay action of the regional water quality control board.

The State Water Resources Control Board finds:

1. On August 21, 1970, the regional board issued Order No. 71-22 requiring the Club to cease and desist violation of the waste discharge requirements prohibiting discharge of undisinfected wastes, as adopted in regional board Resolution 63-8.

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2. On April 12, 1971, the Club was informed by the regional board that it was not in compliance with Order No. 71-22 and the matter had been referred to the Attorney General for judicial enforcement.

3. On April 18 the Club took interim measures to comply with Order No. 71-22 by chlorination and holding of all waste discharges.

4. Chapter 11, Division 7, of the Water Code, commencing with Section 13900, permits control of waste discharges from houseboats by local ordinance reviewed by the regional board, but does not preclude the regional board from establishing individual waste discharge requirements for houseboat discharges under Division 7, Chapter 4, Article 4 of the Water Code.

5. The Sacramento Yacht Club is legally under the jurisdiction of the regional board.

6. The Club in its petition does not deny that it violated waste discharge requirements both before and after issuance of the cease and desist order.

7. The regional board actions in adopting Order No. 71-22 and seeking judicial enforcement of that order were proper.

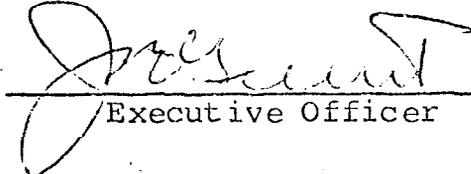
8. After the petition of the Club was filed with this Board, the executive officer of the regional board informed the Attorney General that the Club had achieved a satisfactory interim solution to the waste disposal problem and requested the enforcement action be withdrawn.

9. Any further relief from the effect of the cease and desist order should be requested of the regional board.

IT IS HEREBY ORDERED that:

1. The petition of the Sacramento Yacht Club for review of the action of the California Regional Water Quality Control Board, Central Valley Region, is denied.

I, Jerome B. Gilbert, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an order adopted by the State Board on July 1, 1971.


Executive Officer